PTO/SB/05 (08-03)
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| ADDI ICATION EL EMENTO  |                        |                       | MS Patent Application                         | 32             |  |
|---|------------------------|-----------------------|---|----------------|--|
|   | Express Mail Label No. |                       | EV 311 019 173 US                             | 0              |  |
| PATENT APPLICATION TRANSMITTAL  new nonprovisional applications under 37 CFR 1.53(b)) | Title                  | FUEL CELL<br>THEREFOR | SYSTEM AND OPERATION I                        | METHOD         |  |
| UTILITY   | TY Attorney Docket     |                       | SIW-069<br>Tatsuya Sugawara                   |                |  |
| e Paperwork Reduction Act of 1995, no persons are requ                                | inea to re             | spond to a collection | of information unless it displays a valid OMB | control number |  |

| IRANSMITTAL  | Title  | THEREFOR  |  |  |  |  |  |
|--|--|---|--|--|--|--|--|
| (Only for new nonprovisional applications under 37 CFR 1.53(b))  | Expres   | ss Mail Label No.   |  |  |  |  |  |
| APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application con  | ntents.  | MS Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450  |  |  |  |  |  |
| 1. X Fee Transmittal Form (e.g., PTO/SB/17) (Submit an original, and a duplicate for fee processing)  2. Applicant claims small entity status. See 37 CFR 1.27.  3. X Specification [Total Pages 14 (preferred arrangement set forth below)  - Descriptive title of the invention  - Cross Reference to Related Applications  - Statement Regarding Fed sponsored R & D  - Reference to sequence listing, a table, or a computer program listing appendix  - Background of the Invention  - Brief Description of the Drawings (if filed)  - Detailed Description  - Claim(s)  - Abstract of the Disclosure  4. X Drawing(s) (35 U.S.C. 113) [Total Sheets]  5. Oath or Declaration [Total Sheets]  | 4 1<br>7 1   | P.O. Box 1450 Alexandria, VA 22313-1450  7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)  8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)  a. Computer Readable Form (CRF)  b. Specification Sequence Listing on:  i. CD-ROM or CD-R (2 copies); or ii. Paper  c. Statements verifying identity of above copies  ACCOMPANYING APPLICATION PARTS  9. Assignment Papers (cover sheet & document(s))  10. 37 CFR 3.73(b) Statement (when there is an assignee)  11. English Translation Document (if applicable)  12. Information Disclosure Copies of IDS Statement (IDS)/PTO-1449  Copies of IDS Citations |  |  |  |  |  |
| b. Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 18 completed)  i. DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).  6. X Application Data Sheet. See 37 CFR 1.76  | 13. Preliminary Amendment  14. X Return Receipt Postcard (MPEP 503) (Should be specifically itemized)  15. Certified Copy of Priority Document(s) (if foreign priority is claimed)  16. Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.  17. Other: |   |  |  |  |  |  |
| 18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:  Continuation Divisional Continuation-in-part (CIP) of prior application No.:  Prior application information: Examiner Art Unit:  For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts. |  |   |  |  |  |  |  |
|  | KESPC  | DNDENCE ADDRESS   |  |  |  |  |  |
| X Customer Number: 00959 OR Correspondence address below  Name LAHIVE & COCKFIELD, LLP Anthony A. Laurentano   |  |   |  |  |  |  |  |
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| Name (Print/Type) Anthony A. Laurentano  |  | Registration No. (Attorney/Agent) 38,220  |  |  |  |  |  |
| Signature Date November 14, 2003   |  |   |  |  |  |  |  |

| Name (Print/Type) | Anthony A. Laurentano | Registration No. (Attorn | ey/Agent | 1) | 38,220           |
|-------------------|-----------------------|--------------------------|----------|----|------------------|
| Signature         | Sur June hunter       | Land                     | Date     | No | ovember 14, 2003 |
|                   |                       |                          |          |    |                  |

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 311 019 173 US, in an envelope addressed to: MS Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: November 14, 2003

Signature: 

(Anthony A. Laurentano)

PTO/SB/17 (10-03)

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|--|----------------------|--------------|--|--------------|-------------|--|--|--|--|
| FEE TRANSMITTAL  |                      |              | Complete if Known  Application Number Not Yet Assigned |              |             |  |  |  |  |
|  |                      | ŀ            | Application Number                                     |              |             |  | Not Yet Assigned                                 |  |  |
| for FY 200   | 4                    | ŀ            | Filing Date  |              |             | Concurrently Herewith  |  |  |  |
| Effective 10/01/2003, Patent fees are subject to   |                      | H            | First N  |              |             |  |  |  |  |
|  |                      |              | Exami  | ner Na       | me          | Not Yet Assigned   |  |  |  |
| Applicant claims small entity status. See  | ∋ 37 CFR 1.27        |              | Art Unit N/A   |              |             |  |  |  |  |
| TOTAL AMOUNT OF PAYMENT (\$)   | 770.00               |              | Attome   | ey Doc       | ket No      | o. SIW-069   |  |  |  |
| METHOD OF PAYMENT (check all that  | at apply)            |              |  |              | FEE         | CALCULATION (continued)  |  |  |  |
| Chack Credit Money O   | ther None            | 3 A          | DDITIC   | NAL          |             |  |  |  |  |
| CardOrder  | lier                 | J            | <b>UU</b>  | /14/         | I <b></b> - |  |  |  |  |
| X Deposit Account:   |                      | l arge       | Entity   | €ma          | Entity      |  |  |  |  |
| Deposit<br>Account 12-0080   |                      | Fee          | Fee  | Fee          | Fee         | -<br>Fee Description   |  |  |  |
| Number   |                      | Code         | (\$)   | Code         | (\$)        | ree Description  | Fee Paid   |  |  |
| Deposit Account Lahive & Cockfield, LLP  |                      | 1051         | 130  | 2051         | 65          | Surcharge – late filing fee or oath                                  |  |  |  |
| Name   | !                    | 1052         | 50   | 2052         | 25          | Surcharge late provisional filing fee or cover                       |  |  |  |
| The Director is authorized to: (check all that apply)  |                      |              | 120  | .059         |             | Sheet.   | <u> </u>   |  |  |
|  | ny overpayments      | 1053         | 130  | 1053         |             | Non-English specification  | L  |  |  |
| X Charge any additional fee(s) or any underpayment   | of fee(s)            | 1812         | 2,520  | 1812         | 2,520       | For filing a request for ex parte reexamination                      |  |  |  |
| Charge fee(s) indicated below, except for the filin  | a fee                | 1804         | 920*   | 1804         | 920*        | Requesting publication of SIR prior to<br>Examiner action            |  |  |  |
| to the above-identified deposit account.   | g                    | 1805         | 1,840*   | 1805         | 1,840*      | Requesting publication of SIR after                                  |  |  |  |
| FEE CALCULATION  |                      | 1251         | 110  | 2251         | 55          | Examiner action Extension for reply within first month               | <u> </u>   |  |  |
| 1. BASIC FILING FEE  |                      | 1252         | 420  | 2252         |             | Extension for reply within second month                              |  |  |  |
| Large Entity Small Entity  |                      | 1253         | 950  | 2253         |             | Extension for reply within third month                               |  |  |  |
| Fee Fee Fee Fee Fee Description Code (\$) Code (\$)  | Fee Paid             | 1254         | 1,480  | 2254         | 740         | Extension for reply within fourth month                              |  |  |  |
| 1001 770 2001 385 Utility filing fee   | 770.00               | 1255         | 2,010  | 2255         | 1,005       | Extension for reply within fifth month                               |  |  |  |
| 1002 340 2002 170 Design filing fee  |                      | 1401         | 330  | 2401         |             | Notice of Appeal   |  |  |  |
| 1003 530 2003 265 Plant filing fee   |                      | 1402         | 330  | 2402         | 165         | Filing a brief in support of an appeal                               |  |  |  |
| 1004 770 2004 385 Reissue filing fee   |                      | 1403         | 290  | 2403         |             | Request for oral hearing   |  |  |  |
| 1005 160 2005 80 Provisional filing fee  | e /                  | 1451         | 1,510  | 1451         |             | Petition to institute a public use proceeding                        | <u> </u>   |  |  |
| SUBTOTAL (1) (\$)  | 770.00               | 1452<br>1453 | 110<br>1,330   | 2452<br>2453 | 55<br>665   | Petition to revive – unavoidable  Petition to revive - unintentional | <b>  </b>  |  |  |
|  |                      | 1501         | 1,330  | 2453<br>2501 | 665         | Utility issue fee (or reissue)                                       |  |  |  |
| 2. EXTRA CLAIM FEES FOR UTILITY AN Extra Fee from Extra Fee from   |                      | 1502         | 480  | 2502         | 240         | Design issue fee   | <del></del>                                      |  |  |
| Total Claims 8 -20** = x   | Fee Paid<br>= 0.00   | 1502         | 640  | 2502         | 320         | Plant issue fee  | $\vdash$   |  |  |
| Independent 2 3** = X  | = 0.00               | 1460         | 130  | 1460         | 130         | Petitions to the Commissioner  | $\vdash$   |  |  |
| Claims Z -3" = X Multiple Dependent  | 1                    | 1807         | 50   | 1807         | 50          | Processing fee under 37 CFR 1.17(q)                                  | <b></b>  |  |  |
| ' ' <sub> </sub>   | ]=[                  | 1806         | 180  | 1806         | 180         | Submission of Information Disclosure Stmt                            | $\vdash$   |  |  |
| Large Entity Small Entity Fee  |                      |              |  |              |             | Recording each patent assignment per                                 | $\vdash$   |  |  |
| Code (\$) Code (\$)  | tion                 | 8021         | 40   | 8021         | 40          | property (times number of properties)                                | L  |  |  |
| 1202 18 2202 9 Claims in excess of 20  | 063                  | 1809         | 770  | 2809         | 385         | Filing a submission after final rejection (37 CFR 1.129(a))          | _j   |  |  |
| 1201   86   2201   43   Independent claims in e:<br>  1203   290   2203   145   Multiple dependent claim |                      | 1810         | 770  | 2810         | 385         | For each additional invention to be                                  |  |  |  |
| 1203   290   2203   145   Multiple dependent claim<br>  1204   86   2204   43 ** Reissue independent     |                      | 1801         | 770  | 2801         | 385         | examined (37CFR 1.129(b)) Request for Continued Examination (RCE)    | <del>  </del>                                    |  |  |
| over original patent   |                      | 1802         | 900  | 1802         | 900         | Request for expedited examination                                    | <del>                                     </del> |  |  |
| 1205 18 2205 9 ** Reissue claims in exc<br>and over original pate  |                      | l            | ı  |              | JU_         | of a design application  | $\vdash$   |  |  |
| <u> </u>   |                      | 1            | fee (spec  | •            |             | - · · · · · · · · · · · · · · · · · · ·                              |  |  |  |
| SUBTOTAL (2) (\$)  **or number previously paid, if greater; For Reissues                                 | 0.00<br>s, see above | *Reuu        | iced by E  | }asic ⊢      | ling ree    | Paid SUBTOTAL (3) (\$)   | 0.00   |  |  |
| SUBMITTED BY   | ,                    |              |  |              |             | (Complete (if applicable))   |  |  |  |
| Name (Print/Type) Anthony A. Layrentago  |                      |              | ration No  | 38           | ,220        | Telephone (617) 227-7400   |  |  |  |
|  |                      | . //         | Ayem,  |              | ,           | Date November 14, 2  |  |  |  |
| Signature / Jun 1990   | W Jarres             | MA           | 90   |              |             | Date NOVERIDE 17, 2  |  |  |  |
|  | //                   |              |  |              |             |  |  |  |  |
| I hereby certify that this correspondence is b   |                      |              |  |              |             |  |  |  |  |
| US, in an envelope addressed to: MS Pater the date shown below.  |                      |              |  |              |             |  |  |  |  |
| A Spange 1 - to 5  |                      |              |  |              |             |  |  |  |  |
| Dated: November 14, 2003 Signature:  |                      |              |  |              |             |  |  |  |  |